

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 19081 of 2004

Between:

T.Venkateswara Rao, S/o Gopalam,
R/o Nellipudi Village, Gangavaram Mandal, East Godavari

District

..... PETITIONER

AND

1 The Addl.Agent to the Govt., Rampachodavaram,

East Godavari District

2 The Special Deputy Collector, Tribal Welfare,

Rampachodavaram, East Godavari District

3 The Mandal Revenue Officer, Gangavaram Mandal, East

Godavari District

4 The Special Deputy Tahsildar, Tribal Welfare, Gangavaram,
East Godavari District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in evicting the petitioner from the land to an extent of Ac.1.55 and Ac.2.97 cents in Sy.Nos.1/3 and 1/1C of Chinagarlapadu Village, Gangavaram Mandal, East Godavari District in pursuance of the order in L.T.R.P.Nos.41/2004 and 54/2004, dated 18-08-2004 passed by the 2nd respondent as illegal, arbitrary and unjust and consequently direct the respondents not to evict the petitioner from the above land pending disposal of the appeal preferred before the 1st respondent.

Counsel for the Petitioner:MR.K.VENKATESH

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following :

ORDER:

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Having aggrieved by the impugned order, dated 18.08.2004, passed in L.T.R.P.Nos.41 and 54 of 2004, the petitioner preferred an appeal on 11.10.2004 and approached this Court by filing the present writ petition on 13.10.2004, complaining inaction on the part of the 1st respondent in not passing orders in the interlocutory application filed together with the appeal. The grievance of the petitioner is that though he preferred an appeal together with stay application against the impugned order, the appellate authority did not pass any interim orders, and hence, respondents are trying to evict him.

In view of the same, the 1st respondent is hereby directed to dispose of the interlocutory application pending disposal of the appeal filed before it, within a period of three weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

14.10.2004

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To

1 The Addl. Agent to the Government,

Rampachodavaram, E.G.Dist.

2 The Spl.Dy. Collector, Tribal Welfare,

Rampachodavaram, E.G.Dist.

3 The Mandal Reenue Officer, Gangavaram (M), E.G.Dist.

4 The Special Deputy Tahsildar Tribal Welfare, Gangavaram,

E.G.Dist.

5. 2 CCs to the G.P. for Revenue, High Court Buildings, High

Court of A.P., Hyderabad.(OUT)

6. 2 CD copies.

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